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DATE: November 16, 2005

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TO: COMMISSIONER OF PATENTS FAX: (571) 273-8300
Examiner: TANNER, Harry B.
Art Unit: 3744

FROM: Brian T. Sattizahn Direct Dial: (717) 237-5258

TOTAL NUMBER OF PAGES, INCLUDING THIS COVER LETTER: 4

MESSAGE:

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Status Request (1 page)
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Attorney Docket No.: 20711-0036
Application No.: 10/764,399
Filed: January 23, 2004

FAX NUMBER: (717) 237-5300

PARALEGAL RESPONSIBLE: Holly J. Lawrence **TELEPHONE:** (717) 237-5395

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PTO/SR/21 (02-04)

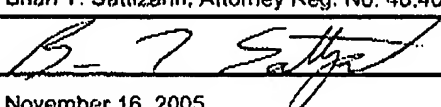
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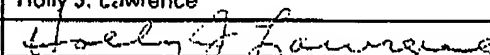
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/764,399	
	Filing Date	January 23, 2004	
	First Named Inventor	LOPRETE	
	Art Unit	3744	
	Examiner Name	TANNER, Harry B.	
Total Number of Pages in This Submission	4	Attorney Docket Number	20711-0036

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input checked="" type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Fax Transmittal
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	McNees Wallace & Nurick LLC Brian T. Sattizahn, Attorney Reg. No. 46,401
Signature	
Date	November 16, 2005

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Typed or printed name	Holly J. Lawrence	Date	November 16, 2005
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Attorney Docket No. 20711-0036
Application No.: 10/764,399

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: LOPRETE

Application No.: 10/764,399

Group Art Unit: 3744

Filed: January 23, 2004

Examiner: TANNER, Harry B.

For: SYSTEM AND METHOD FOR STEPPED CAPACITY MODULATION IN A
REFRIGERATION SYSTEMCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450STATUS REQUEST

Sir:

Please provide the status on the subject application, Application Number 10/764,399, filed January 23, 2004. According to PAIR, the last entry for this application was a Reference Capture on IDS on July 26, 2004.

We respectfully request a report on the status of the application.

If the Examiner believes that prosecution of this Application could be expedited by a telephone conference, the Examiner is encouraged to contact the Applicant.

Respectfully requested.

Dated: November 16, 2005

McNees, Wallace & Nurick LLC

By:



Brian T. Sattizahn

Reg. No. 46,401

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PTO/SB/97 (08-03)

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Attorney Docket No.: 20711-0036

Application No.: 10/764,399

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